

HEARINGS:

1. Petition of Verizon New England, Inc. and Massachusetts Electric Company, proposing to secure clear rights for Pole 1,2,3 and 5 on Westgate Dr. This petition is necessary in order to secure rights to existing poles approved by the City and placed temporarily until proper grant of locations could be secured.

REPORTS:

2. Of the Ordinance Committee for its meeting of July 12, 2010.
3. Of the Ordinance Committee for its meeting of July 19, 2010.
4. Of the Finance Committee for its meeting of July 19, 2010.

COMMUNICATIONS:

5. From the Mayor in accordance with M.G.L., Ch. 44 recommending that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$60,000 from Mass in Motion: Municipal Wellness and Leadership Planning Grant to Mayor's Department-Mass in Motion grant. The City of Brockton agrees to the timely completion of interim and final reports and to participate in statewide trainings and meetings within the terms of the grant, to build the capacity of Mass in Motion communities working to improve the health of their residents.
6. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of \$60,000 from Mass in Motion: Wellness and Leadership Planning Grant to Mayor's Department-Mass in Motion Grant
7. From the Superintendent of Schools requesting a supplemental appropriation in the amount of \$542,891 for the School Department Non-Net School Spending for regular education transportation.
8. From the Mayor in accordance with M.G.L., Ch. 44 recommending a appropriation of \$542,891 from Unappropriated FY11 Estimated Receipts to School Department-Non-Net School Spending for regular education transportation.
9. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed appropriation of \$542,891 from Unappropriated FY11 Estimated Receipts to School Department-Non-Net School Spending.
10. From the Executive Director of the Brockton Parking Authority requesting establishment of a revolving fund for revenues from parking enforcement in order to pay the expenses of the Authority's parking enforcement program.
11. From the Mayor in accordance with the provisions and stipulations of Section 53^E ½ of Chapter 44 of the M.G.L., recommending the authorization of a revolving fund for FY2011 for the sole purpose of funding the cost in connection with the Brockton Parking Authority Parking Enforcement Program. The Revolving fund shall receive the receipts of the parking violations fines of the City up to the amount of \$60,000. Expenditures from the Brockton Parking Authority Unit Revolving Fund shall be made at the direction of the Executive Director of the Parking Authority for operating costs of the parking enforcement program, including salaries and benefits, if any, provided that not more than \$60,000 may be so expended from the Revolving Fund during FY2011.

12. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed establishment of a revolving fund for the Brockton Parking Authority for FY2011 up to \$60,000 from parking fines limited to annual expenditures for operating costs, including salaries and benefits if any of not more than \$60,000 for the operation and cost of the Parking Enforcement Program.
13. From the DPW Commissioner requesting the City Council accept the Massachusetts Technology Collaborative (MTC) Clean Energy Choice Community Matching Grant Agreement in the amount of \$3,667.77. The purpose for this grant is to purchase an approved renewable energy solar-powered trash compactor. The solar powered trash compactor is consistent with our ongoing efforts to install solar in locations that educate and inspire the community.
14. From the Mayor in accordance with M.G.L., Ch. 44 recommending that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$3,667.77 from Massachusetts Technology Collaborative (MTC) Clean Energy Choice Matching Grant Agreement to Renewable Energy-Clean Energy Choice Grant. The 50% matching portion of this grant comes not from City funds but rather from customer contributions to MTC that have been made available to cities and towns in the form of grants.
15. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of \$3,667.77 from Massachusetts Technology Collaborative (MTC) Clean Energy Choice Community Matching Grant to Renewable Energy-Clean Energy Choice Grant.
16. From the Chief of Police requesting for authorization to expend grant monies related to the FFY09 VAWA STOP Recovery Act Grant (ARRA Funds).
17. From the Mayor in accordance with M.G.L., Ch. 44 recommending that the City Council authorizes the acceptance and expenditure of the grant award in the amount of \$30,000 from Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY09 VAWA STOP Recovery Act Grant to Police Department-VAWA STOP RECOVERY Grant. These monies will be used to achieve the goal of successfully intervening and advocating on behalf of victims in domestic violence cases.
18. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying to support the proposed acceptance and expenditure of \$30,000 from Commonwealth of Massachusetts-Office of Public Safety and Security FY09 VAWA STOP RECOVERY Act Grant to Police Department-FY09 VAWA STOP RECOVERY Grant.
19. From the Superintendent of Buildings requesting authorization to accept and expend \$50,000 from the Commonwealth of Massachusetts-Massachusetts Historical Commission. This money will be used to augment the money previously received from U.S. Department of Energy-Office of Energy Efficiency and Renewable Energy for energy efficiency retrofits for City Hall. There is a 50 :50 cash match required for this grant we are able to use the EECBG Grant award as the City's match portion and therefore no additional city money needs to be allocated.
20. From the Mayor in accordance with Section 5 of Chapter 44, recommending that the City Council authorize the acceptance and expenditure of the grant award in the amount of \$50,000 from Commonwealth of Massachusetts-Massachusetts Historical Commission to Public Property-Massachusetts Historical Commission Grant. This money will be used to augment the money previously received from U.S. Department of Energy-Office of Energy Efficiency and Renewable Energy for energy retrofits for City Hall. Even though there is a 50-50 cash match required for this grant we are able to use the Energy Efficiency and Conservation Block Grant (EECBG) award as the City's match.

21. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed acceptance and expenditure of the grant award in the amount of \$50,000 from Commonwealth of Massachusetts-Massachusetts Historical Commission to Public Property-Massachusetts Historical Commission Grant.
22. From the Mayor recommending that the City Council adopt the resolve which would authorize a Tax Increment Financing Plan between the City of Brockton and Furt LLC and Bernardi Brockton LLC, located 300 Manley Street, Brockton MA which is within the Brockton Business Center Economic Opportunity Area, and authorize an application to the Massachusetts Economic Assistance Council for its approval and endorsement, and furthermore, that the City Council approve the specific Tax Increment Financing Plan and Agreement.
23. From the CFO in accordance with Section 5 of Chapter 324 of the Acts of 1990, certifying the proposed authorization and approval of the Tax Increment Financing Plan between the City of Brockton and Furt LLC and Bernardi Brockton LLC, located 300 at Manley Street, Brockton MA.

UNFINISHED BUSINESS:

24. Ordinance: Be it ordained by the City Council of the City of Brockton as follows: Chapter 23. Water, Sewers and Sewage Disposal of the Revised Ordinances of the City of Brockton is hereby amended by deleting Sec. 23-30. Water Commission, in its entirety. (FAVORABLE AS AMENDED)
25. Ordinance: An Ordinance Amending Chapter XXVII of the Revised Ordinances of the City of Brockton. Be it Ordained by the City Council of the City of Brockton as follows: Chapter 27 of the Revised Ordinances of the City of Brockton is hereby amended by amending the Zoning District Map of the vicinity on the northerly side of Pleasant Street westerly from Reynolds Memorial Highway. (FAVORABLE AS AMENDED)
26. Ordinance: An Ordinance Amending Chapter 19. Police Department. Composition. Relative to Lieutenants.(FAVORABLE)(IN CITY COUNCIL, MAY 24, 2010, PASSED TO A THIRD READING)
27. Appointment of Patricia Brindley of 19 Temi Road, Brockton as an alternate member of the Council on Aging for a three (3) year term ending in June 2013.(FAVORABLE)
28. Reappointment of Irene Clague of 179 Bellevue Avenue, Brockton as a member of the Council on Aging for a three (3) year term ending in June 2013. (FAVORABLE)
29. Reappointment of Mary Mucci of 65A Earle Street, Brockton as a member of the Council on Aging for a three (3) year term ending in June 2013. (FAVORABLE)
30. Ordered: That the City Council authorize the acceptance and expenditure of the grant award in the amount of \$5,000
From: National Association of County and City Health Officials (NACCHO)
Department of Health and Human Services Grant Fund
To: City of Brockton Board of Health
(These grant monies are for the purpose of building the level of volunteers for local Medical Reserve Corps) (FAVORABLE)
31. Appropriation of: \$10,000
From: Available Funds-Parking Authority Meter Fees-Fund (18A)
To: Parking Authority-Ordinary Maintenance-Goods
(In order to provide funding for costs associated with the startup of the new downtown parking enforcement program) (FAVORABLE)

32. Appropriation of: \$2,000
From: Signature Healthcare Brockton Hospital- Assistant Secretary for Preparedness and Response Grant (ASPR)
To: Fire Department-Assistant Secretary for Preparedness and Response Grant (ASPR). (These monies are to be used for the upkeep and supplying the Mass Decontamination Units that are located at both Signature Healthcare Brockton Hospital and Caritas Good Samaritan Medical Center.) No match is required. (FAVORABLE)
33. Ordered: In compliance with the provisions of the Election laws, notice is hereby given that the State Primary will be held on Tuesday, September 14, 2010 and that the State Election will be held on Tuesday, November 2, 2010. (FAVORABLE)
34. Resolve: That the City Council invite the Board of Health Director, DPW Commissioner and Acting Superintendent of Building Dept., to appear before a Committee of this Council to discuss the current situation of donation boxes located throughout the City. (FAVORABLE)
35. Resolve: That the Treasurer/Collector, in conjunction with other City Departments as the Treasurer/Collector deems necessary, shall create two reports to be delivered to the Clerk of the Council within 14 days of passage of this Resolve. The first report shall identify all properties that have had a utility bill lien placed on them during the past 3 fiscal years. The second report shall identify all properties that have been auctioned by the City within the past 5 years, the amount of money generated by such auctions, and all properties that are scheduled for auction. (FAVORABLE)
36. Resolve: That the Water Department create 3 reports. First Report: All estimated water bills as of last billing cycle, second report: All bills that have been appealed, disputed or abated for the last 2 years, including any and all bills that are currently in appeal or dispute and the third report shall include for the most recent 2 billing quarters, those properties having multiple bills for one address or location, including properties that have multiple meters at a single address. These reports are due to the Clerk within 30 days of the passage of this resolve. (FAVORABLE)
37. Resolve: That Brian Creedon, Water Systems Manager; Michael Thoreson, DPW Commissioner; Larry Rowley, Utilities Superintendent and John Condon, Chief Financial Officer appear before a committee of this council to discuss problems concerning accurate readings of water meters owned by the City of Brockton. (FAVORABLE)

ORDERS:

38. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$60,000
From : Mass in Motion : Municipal Wellness and Leadership Planning Grant
To : Mayor's Department-Mass in Motion grant.
(The City of Brockton agrees to the timely completion of interim and final reports and to participate in statewide trainings and meetings within the terms of the grant, to build the capacity of Mass in Motion communities working to improve the health of their residents)

39. Ordered: That pursuant to the Massachusetts General Law, Chapter 44, Section 53E 1/2, the City Council authorizes the establishment of a revolving fund for fiscal year 2011, for the sole purpose of funding the cost in connection with the Brockton Parking Authority Parking Enforcement Program. The Revolving fund shall receive the receipts of the parking violations fines of the City up to the amount of \$60,000. Expenditures from the Brockton Parking Authority Unit Revolving Fund shall be made at the direction of the Executive Director of the Parking Authority for operating costs of the parking enforcement program, including salaries and benefits, if any, provided that not more than \$60,000 may be so expended from the Revolving Fund during FY2011.
40. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$30,000
From: Commonwealth of Massachusetts-Executive Office of Public Safety and Security-FY09 VAWA STOP Recovery Act Grant
To : Police Department-VAWA STOP RECOVERY Grant.
(These monies will be used to achieve the goal of successfully intervening and advocating on behalf of victims in domestic violence cases)
41. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount
Of: \$50,000
From: Commonwealth of Massachusetts-Massachusetts Historical Commission
To : Public Property-Massachusetts Historical Commission Grant.
(This money will be used to augment the money previously received from U.S. Department of Energy-Office of Energy Efficiency and Renewable Energy for energy retrofits for City Hall. Even though there is a 50-50 cash match required for this grant we are able to use the Energy Efficiency and Conservation Block Grant (EECBG) award as the City's match)
42. Appropriation of: \$542,891
From : Unappropriated FY11 Estimated Receipts
To : School Department-Non-Net School Spending
(For regular education transportation)
43. Ordered: That the City Council authorizes the acceptance and expenditure of the award in the amount of: \$3,667.77
From : Massachusetts Technology Collaborative (MTC) Clean Energy Choice Matching Grant Agreement
To : Renewable Energy-Clean Energy Choice Grant. (The 50% matching portion of this grant comes not from City funds but rather from customer contributions to MTC that have been made available to cities and towns in the form of grants)
44. Ordered: That the City Council authorizes the Mayor to execute any and all documents necessary to sell to the Southeastern Massachusetts Affordable Housing Corporation, 45 Goddard Road, Brockton, MA 02301 for the sum of one Dollar (\$1.00), the following property: 71 Prospect Street, (Plot 61-4) Parcel ID: 095-006
45. Ordered: That the City Council authorizes the Mayor to execute any and all documents necessary to sell to the Brockton Housing Authority, 45 Goddard Road, Brockton, MA 02301 for the sum of one dollar (\$1.00), the following property; 70 Spring Street Brockton, MA 02301 Parcel ID: 092-046
46. Resolved: That the City Council hereby authorizes a Tax Increment Financing (TIF) Plan encompassing the property described as Assessors Map 08, Plot 07 Manley Street, and be it further Resolved: That the City council approves the Tax Increment Financing Plan of Furt LLC and Bernardi Brockton LLC and forwards said application to the Massachusetts Economic Assistance Council for its approval and endorsement.

47. Granting of Verizon New England, Inc. and Massachusetts Electric Company, proposing to secure clear rights for Pole 1,2,3 and 5 on Westgate Dr.